

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE

Johnny Haygood

v.

Civil No. 15-cv-302-SM

Warden, Federal Correctional  
Institution, Berlin, New Hampshire


O R D E R

No objection having been filed, I herewith approve the Report and Recommendation of Magistrate Judge Andrea K. Johnstone dated October 15, 2015, for the reasons set forth therein. “[O]nly those issues fairly raised by the objections to the magistrate's report are subject to review in the district court and those not preserved by such objection are precluded on appeal.” School Union No. 37 v. United Nat'l Ins. Co., 617 F.3d 554, 564 (1st Cir. 2010) (quoting Keating v. Secretary of Health & Human Servs., 848 F.2d 271, 275 (1st Cir.1988)); see also United States v. Valencia-Copete, 792 F.2d 4, 6 (1st Cir. 1986) (after proper notice, failure to file a specific objection to magistrate's report will waive the right to appeal). Additionally, finding that the petitioner has failed to make a substantial showing of the denial of a constitutional right, the court declines to issue a certificate of appealability. See 28

U.S.C. § 2253(c)(2); Rule 11, Rules Governing Habeas Corpus  
Cases Under Section 2254; First Cir. LR 22.0.

The Petitioner's § 2241 Petition is hereby dismissed for  
lack of jurisdiction.

SO ORDERED.

  
Steven J. McAuliffe  
United States District Judge

Date: November 13, 2015

cc: Johnny Haygood, pro se